

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

CEDARCRESTONE, INC.,

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Plaintiff/Counter-Defendant,

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Civil Action No. 3:12-cv-4673

V.

**AFFILIATED COMPUTER
SERVICES, LLC n/k/a XEROX
BUSINESS SERVICES, LLC**

Defendant/Counter-Plaintiff.

JOINT MOTION FOR LEAVE
FOR LIMITED EXTENSION OF CERTAIN DAUBERT DEADLINES

TO THE HONORABLE COURT:

Plaintiff/Counter-Defendant CedarCrestone, Inc. (“CCI”) and Defendant/Counter-
Plaintiff Affiliated Computer Services, LLC n/k/a Xerox Business Services, LLC (“Xerox”)
hereby file this Joint Motion for Leave for Limited Extension of Certain *Daubert* Deadlines and
in support thereof respectfully state as follows:

1. The Parties respectfully request that the Court modify its Scheduling Order for a limited extension of the deadline for filing *Daubert* motions – as it relates to CCI’s expert Mr. Turner and Xerox’s expert Mr. Trivett – from June 16, 2014 to **August 14, 2014**. There is good cause for this requested modification of the Scheduling Order, as explained below.

2. CCI requests this additional time because both experts have scheduling conflicts that will prevent the Parties from completing the depositions of Mr. Turner and Mr. Trivett prior to the current *Daubert* deadline. In an attempt to comply with spirit of the Court's instruction that the Parties seek to resolve matters amicably, Xerox does not oppose the relief requested in this motion and joins it.

3. In order to allow the parties to complete Mr. Turner and Mr. Trivett's expert depositions prior to the need for filing any *Daubert* motions, the parties request that the Court extend the *Daubert* deadline (only as it relates to these two experts) until August 14, 2014 (so that *Daubert* Motions will not be due until after the completion of Mr. Turner and Mr. Trivett's depositions). The *Daubert* deadline for all other experts will remain June 16, 2014.

4. The Parties submit there is good cause for this requested modification to the Scheduling Order. The Parties have been diligent in scheduling but need a small amount of additional time. The modification requested herein will not affect the current trial date.

WHEREFORE, The Parties jointly move this Court to extend the deadline to file *Daubert* Motions as it relates to Mr. Turner and Mr. Trivett, and that the Court award all other just relief.

Dated June 12, 2014

Respectfully submitted,

/s/ Christine A. Nowak

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**ATTORNEYS FOR AFFILIATED COMPUTER
SERVICES, LLC, n/k/a XEROX BUSINESS
SERVICES, LLC**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on June 12, 2014. Any other counsel of record will be served by First Class U.S. Mail on this same date.

/s/ *Christine A. Nowak*
Christine A. Nowak

CERTIFICATE OF CONFERENCE

I certify that on June 10, 2014, counsel for CCI, conferred with counsel for Xerox, and the Parties jointly move for the relief requested herein.

/s/ *Christine A. Nowak*
Christine A. Nowak

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**ORDER GRANTING JOINT MOTION FOR LEAVE
FOR LIMITED EXTENSION OF DAUBERT DEADLINES**

Before the Court is the Parties Joint Motion for Leave for Limited Extension of Daubert Deadlines (“Motion”). The Court finds the Motion to be well-taken and is of the opinion it should be granted.

IT IS THEREFORE ORDERED that the Motion is **GRANTED**.

IT IS FURTHER ORDERED that the current deadline for filing any Daubert Motions of June 16, 2014 as it relates to Plaintiff's expert Mr. Turner and Xerox's expert Mr. Trivett be and hereby is extended to August 14, 2014;

IT IS FURTHER ORDERED that no other deadlines controlling this case shall be disturbed.

SIGNED AND ENTERED this ____ day of _____, 2014.

United States District Judge